

Applicants:

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Examiner:

Not Yet Assigned

For:

MICRONIZED FREEZE-DRIED PARTICLES

Assistant Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.56 and 37 C.F.R. §1.97, Applicants submit an Information Disclosure Statement, including three (3) pages of Form PTO-1449 and a copy of each document cited therein.

This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97(b) prior to a first Office Action on the merits. It is believed that no fee is required with this submission. However, should a fee be required, the Commissioner is hereby authorized to charge any required fees to Deposit Account No. 50-1868.

U.S. Patents

Number	Issue Date	Patentee	Class/Subclass
4,151,273	04-24-1979	Riegelman et al.	424/78
4,332,721	06-01-1982	Bernini et al.	260/239.57
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5,407,609	04-18-1995	Tice, et al.	264/46
5,639,441	06-17-1997	Sievers et al.	424/9.3
5,667,808	09-16-1997	Johnson et al.	424/501
5,700,471	12-23-1997	End et al.	424/400
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5,776,495	07-07-1998	Duclos et al.	424/455
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Foreign Documents

<u>Number</u>	Publication Date	Patentee	Country
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WO 97/03702 A	02-06-1997	Brown University	PCT
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WO 98/46212 A	10-22-1998	Amgen Inc.	PCT
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SAWHNEY, et al., "Bioerodible Hydrogels Based on Photopolymerized Poly(ethylene glycol)-co-poly(a-hydroxy acid) Diacrylate Macromers," *Macromolecules* 26:581-587 (1993).

TRACY, "Development and scale-up of a microsphere protein delivery system," *Biotechnol. Prog* 14:108-15 (1998).

WEHRLE, et al., "The influence of process parameters on the PLA nanoparticle size distribution, evaluated by means of factorial design," *European Journal of Pharmaceutics and Biopharmaceuticals* 41(1):19-26 (1995).

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Remarks

This statement should not be interpreted as a representation that an exhaustive search has been conducted or that no better art exists. Moreover, Applicants invite the Examiner to make an independent evaluation of the cited art to determine its relevance to the subject matter of the present application. Applicants are of the opinion that their claims patentably distinguish over the art referred to herein, either alone or in combination.

Respectfully submitted,

Patrea L. Pabst

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Dated: February 7, 2002

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INFORMATION DISCLOSURE STATEMENT

Certificate of Mailing under 37 C.F.R. § 1.8(a)

I hereby certify that this Information Disclosure Statement, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date:

February 7, 2002

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